

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4718 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

- =====
1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

KISHORBHAI MULJIBHAI SHAH

Versus

COMPETENT AUTHORITY & DY. COLLECTOR

Appearance:

MR MUKESH R SHAH for Petitioner
MR LR PUJARI, AGP for Respondent No.1 and 2
NOTICE UNSERVED for Respondent No. 3, 4, 5, 6, 7, 8

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 01/05/2000

ORAL JUDGEMENT

This petition arises out of the order dated
23.01.1996 passed by the Urban Land Ceiling tribunal,
Ahmedabad in Appeal No.Vadodara/39/95 dismissing the said
appeal and confirming the order dated 28.02.1984 passed

by the competent authority, Vadodara declaring the land in question as surplus. Rule was issued on 08.07.1996 and by way of ad-interim relief, status quo with respect

to the subject matter of the petition (Plot No.3 of Survey No.159/4 admeasuring 490 sq.m.) was ordered to maintained and the said order has continued till now. Shri L.R. Pujari, the learned AGP produces the letter dated 14.03.2000 addressed to him by the competent authority intimating that no further action was taken after the issuance of notice under section 10(1) of the Act and possession of the land in question was not taken. Since possession of the land in question has not been taken, the proceedings relating to the order of the competent authority are waived in view of the provisions of Section 4 of the Urban Land Ceiling and Regulation Repeal Act, 1999. The present petition, therefore, does not survive and is disposed of accordingly. Rule discharged. No order as to costs.

hki